

NOV 04 2004

## WEBB ZIESENHEIM LOGSDON ORKIN &amp; HANSON, P.C.

700 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219-1818

Telephone: 412-471-8815 Facsimile: 412-471-4094

E-mail: webblaw@webblaw.com

**FACSIMILE INFORMATION SHEET**

Name of Individual: MAIL STOP AMENDMENT

Examiner: Mark L. Berch

Group Art Unit: 1624

Company: UNITED STATES PATENT &amp; TRADEMARK OFFICE

City and State: ALEXANDRIA, VA

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From: Ann Marie Cannoni, Esquire

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Supplemental Information Disclosure Statement (2pp)

Form PTO Form 1449 (1p)

Search Report (5pp)

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(W0151707.1)

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NOV 04 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): **Duane A. Burnett et al.** : Group Art Unit: 1624  
Application No.: **10/791,910** : Examiner: **Mark L. Berch**  
Filed: **03/03/2004** : Case No.: **CV06025US01**  
For: **Substituted Azetidinone Compounds, Formulations and Uses Thereof For The Treatment of Hypercholesterolemia** : Date: **November 4, 2004**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

(a) Pursuant to the duty of disclosure under 37 C.F.R. § 1.56, it is requested that the documents listed on the accompanying Form PTO-1449 be considered and made of record in the above-identified patent application. Copy(ies) of these documents ☒ are enclosed ☐ were filed in related U.S. Application No(s) \_\_\_\_\_ filed \_\_\_\_\_, respectively.

(b) No fee is believed to be due because:

- ☐ This Information Disclosure Statement is being submitted concurrently with the filing of the above-identified application; or
- ☐ This Information Disclosure Statement is being submitted within three (3) months of the filing date of the above-identified application; or
- ☐ This Information Disclosure Statement is being submitted concurrently with a Request for Continued Examination (RCE); or
- ☒ This Information Disclosure Statement is being submitted prior to the mailing of a first Office Action on the merits.

(c) ☐ This Information Disclosure Statement is being submitted before the mailing date of any final action, notice of allowance, or an action that otherwise closes prosecution; and:

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in

(WC15:006.1)

Application No. 10/792,346  
September 30, 2004  
Page 2 of 2

§ 1.56(c), more than three months prior to the filing of this Information Disclosure Statement; or

☐ The Commissioner is hereby authorized to charge the requisite fee listed on the attached Fee Transmittal Sheet.

(d) ☐ This Information Disclosure Statement is being submitted on or before the payment of the issue fee; and:

☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c), more than three months prior to the filing of this Information Disclosure Statement; and

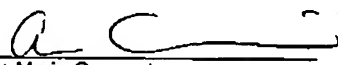
☐ The Commissioner is hereby authorized to charge the requisite fee listed on the attached Fee Transmittal Sheet.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 23-0650.

Respectfully submitted,

Dated: November 4, 2004

By:

  
Ann Marie Cannoni  
Reg. No.: 35,972  
Attorney for Applicant(s)  
Webb Ziesenheim Logsdon Orkin & Hanson  
700 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
Telephone: 412-471-8815  
Facsimile: 412-471-4094  
E-mail: acannoni@webblaw.com

Sheet 1 of 1

FORM PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.: <b>CV06025 US 01</b>	APPLICATION NO.: <b>10/791,910</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				APPLICANT: <b>Duane A. Burnett et al.</b>		
<i>(Use several sheets if necessary)</i>				FILING DATE: <b>03/03/2004</b>	GROUP: <b>1624</b>	
<b>U.S. PATENT DOCUMENTS</b>						
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA					
	AB					
	AC					
	AD					
	AE					
	AF					
	AG					
	AH					
	AI					
	AJ					
	AK					
<b>FOREIGN PATENT DOCUMENTS</b>						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL					
	AM					
	AN					
	AO					
	AP					
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						
AQ	Copy of International Search Report for International Application No. PCT/US2004/006546 (08/04/2004) – 5 Pages					
	AR					
	AS					
	AT					
	AU					
	AV					
EXAMINER			DATE CONSIDERED			
<p><b>*EXAMINER:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>						